

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office AUG 06 1999

Returned to applicant for correction _____

Corrected application filed _____

Map filed AUG 06 1999

The applicant Frank J., and Rose Marie Delmue, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is underground
2. The amount of water applied for is 0.00309 c.f.s. second-feet
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for stockwatering
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated
 - (b) Stockwater, state number and kinds of animals to be watered 100 head cattle
 - (c) Other use (describe fully under No. 12. "Remarks")
 - (d) Power:
 - (1) Horsepower developed
 - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 29, T.1S., R.69E., M.D.M., at at a point from which the Northwest corner of said section 29 bears N. 68° 54' 43" W., 3146.58 ft.
6. Place of Use in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 29 T.1S., R.69E., M.D.M.
7. Use will begin about January 1st and end about December 31st of each year.
8. Description of proposed works from existing well, and windmill, pipe, and watering tank and protective fence.
9. Estimated cost of works \$5,000
10. Estimated time required to construct works one year
11. Estimated time required to complete the application of water to beneficial use one additional year
12. Remarks:

By Lenard D. Smith, agent
s/Lenard D. Smith
P. O. Box 443
Caliente, Nevada 89008

Compared my/cmf hs/bk

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0031 cubic feet per second, or sufficient to water 100 head of cattle.

Work must be prosecuted with reasonable diligence and be completed on or before:

April 12, 2001

Proof of completion of work shall be filed before:

May 12, 2001

Water must be placed to beneficial use on or before:

April 12, 2003

Proof of the application of water to beneficial use shall be filed on or before:

May 12, 2003

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 12th day of, April A.D. 2000


State Engineer

Completion of work filed JUN 15 2001

Proof of beneficial use filed DEC 09 2002

Cultural map filed N/A

Certificate No. 16268 Issued DEC 23 2003

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